Court No. 2

Writ Petition No. 101 of 2003 (M/B)

Abha Agarwal	.....	Peitioner
	Vs.	
Vice Chancellor, Hemwati Nandan Bahuguna University, Garhwal	....	Respondents

Hon.P.C.Verma, A.C.J.
Hon. Irshad Hussain,J.

This is a writ petition seeking a writ of mandamus to command the respondents to provisionally allow her to appear in the fifth semester of the LL.B. examination and also declaring her passed giving grace marks on account of which she has been declared fail. The petitioner appeared in person.

She could not show before us as to whether there is any provision for providing grace mark to the candidate, if it is required for one paper. Since no rule has been shown to us, therefore, we can not direct the authorities to give grace mark to the petitioner and declare her passed. As the petitioner can not be declared passed, therefore, we can not permit her to appear in the fifth semester examination provisionally.

For the reasons recorded above, the writ petition is dismissed.

(Irshad Hussain,J.) **(P.C. Verma,A.C.J.)**

Dt. 06.06.2003

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